

Message Text

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10

ORIGIN ARA-20

INFO OCT-01 ISO-00 L-03 AID-20 IO-14 OIC-04 EB-11 CIAE-00

DODE-00 PM-07 H-03 INR-10 NSAE-00 NSC-07 PA-04 RSC-01

PRS-01 SP-03 SS-20 USIA-15 ACDA-19 /163 R

DRAFTED BY USOAS:TETAYLOR:ATP

APPROVED BY USOAS:JWFORD

USOAS:RAPOOLE

L/ARA:DGANTZ

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FM SECSTATE WASHDC

TO ALL AMERICAN REPUBLIC DIPLOMATIC POSTS

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E.O. 11652: N/A

TAGS: PFOR, OAS

SUBJECT: OAS SPECIAL COMMITTEE FOURTH ROUND: PEACEFUL
SETTLEMENT

REF: STATE 068861

1. THE SPECIAL COMMITTEE DEVOTED FIVE SESSIONS TO CON-
SIDERATION OF THE INTER-AMERICAN SYSTEM'S TWO PEACEFUL
SETTLEMENT MECHANISMS -- THE PACT OF BOGOTA (WHICH THE U.S.
SIGNED WITH RESERVATIONS BUT NEVER RATIFIED) AND THE INTER-
AMERICAN COMMITTEE ON PEACEFUL SETTLEMENT (IACPS), WHICH IS
PROVIDED FOR IN THE OAS CHARTER.

2. ECUADOR WAS THE PRINCIPAL PARTICIPANT IN THESE SESSIONS,
REITERATING ITS PROPOSED CHANGES IN THE PACT OF BOGOTA AND
THE CHARTER. THESE PROPOSED CHANGES INCLUDED AVAILABILITY
OF PEACEFUL SETTLEMENT PROCEDURES AT THE REQUEST OF ONE
PARTY AND ALLOWING THE REOPENING OF PAST SETTLEMENTS
WHICH ARE UNJUST OR INOPERATIVE.

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3. THE U.S. STATED THAT WE WILL COMMENT ON THE PACT LATER.

WE THEN PROPOSED CHARTER CHANGES AIMED AT STRENGTHENING THE
PEACEKEEPING MECHANISM. THESE WERE:

A. TO PERMIT THE IACPS OR PERMANENT COUNCIL TO TAKE
COGNIZANCE OF DISPUTES AT THE REQUEST OF ONE PARTY, RATHER
THAN BOTH AS NOW REQUIRED. ALTERNATIVELY, TO PERMIT THE

IACPS OR COUNCIL TO TAKE SUFFICIENT COGNIZANCE TO DISCUSS
POSSIBLE PROCEDURES WITH THE PARTIES BEFORE THERE IS A
FINAL DECISION ON WHETHER TO ACCEPT THE IACPS'S
JURISDICTION.

B. TO PERMIT ONE PARTY TO HAVE DIRECT ACCESS TO THE
IACPS WITHOUT HAVING TO GO THROUGH THE PERMANENT COUNCIL,
WHERE THE ISSUE CAN BE DEBATED PUBLICLY, TO THE DETRIMENT
OF THE IACPS'S QUIET DIPLOMACY.

C. TO AUTHORIZE THE IACPS OR COUNCIL TO TAKE COGNI-
ZANCE OF DISPUTES BETWEEN MEMBER AND NON-MEMBER STATES.

D. TO PERMIT THE IACPS TO TAKE THE INITIATIVE BY
APPROACHING PARTIES TO A DISPUTE.

E. TO PERMIT A THIRD PARTY TO TAKE THE INITIATIVE,
WHICH MEXICO PROPOSED EARLIER.

4. THOUGH A NUMBER OF OTHER DELEGATIONS -- NOTABLY PERU,
URUGUAY, MEXICO, EL SALVADOR AND GUATEMALA -- SPOKE, THERE
WERE FEW CONCRETE PROPOSALS FOR CHANGE. EL SALVADOR,
WHICH DENOUNCED THE PACT OF BOGOTA IN NOVEMBER, CALLED FOR
A COMPLETE REVISION OF THE DOCUMENT, CAPABLE OF RECEIVING
UNANIMOUS APPROVAL. (COUNTING EL SALVADOR, ONLY 13
COUNTRIES ADHERE TO THE PACT, WHICH HAS NEVER BEEN
UTILIZED.)

5. COMMENT: THIS QUESTION WAS CONSIDERED EXCLUSIVELY
BECAUSE OF ECUADOR'S INSISTENCE, AND DEBATE WAS DESULTORY
AT BEST. THE DELEGATES RECOGNIZE THAT ECUADOR'S INTEREST
IS TIED TO ITS LONG-STANDING DIFFERENCES WITH PERU AND ARE
TOLERANT THOUGH BASICALLY BORED BY IT ALL. THE U.S. IS
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STUDYING WHETHER THERE IS ANY POSSIBILITY OF AMENDING THE
PACT TO MAKE IT ACCEPTABLE TO US.
RUSH

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Message Attributes

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Disposition Approved on Date:
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